

DECEMBER 11, 2006

ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 18

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
- a. COMM. 22M-7 (2006)
TROUT UNLIMITED - WNY CHAPTER: DEC Parking Lot for Fisherman in Hamburg, NY (3-0) Legislator Kozub was not present.

b. COMM. 24E-13 (2006)
COUNTY EXECUTIVE: ECSD No. 4 - Proposed Modifications of Plans - Erie County Sewer Agency Report (3-0) Legislator Kozub was not present.

c. COMM. 24E-14 (2006)
COUNTY EXECUTIVE: ECSD Nos. 1-6 & 8 - User Charge Rates (3-0) Legislator Kozub was not present.
2. COMM. 22E-25 (2006)
COUNTY EXECUTIVE
WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) provides grant assistance to implement Recycling Education in municipalities; and

WHEREAS, NYSDEC has awarded Erie County and the City of Buffalo a recycling education grant; and

WHEREAS, the Erie County Department of Environment and Planning (ECDEP) has accepted this role and is successfully coordinating the City of Buffalo Recycling Education Grant; and

WHEREAS, the work plan for the grant specifies the development of a recycling website; and

WHEREAS, the ECDEP issued a Request For Proposal (RFP) to website development agencies and The Kallus Opraments was chosen by the Selection Committee as the firm best able to meet the scope of the project at the most reasonable cost; and

WHEREAS, through Legislative resolution (Comm. 20E-55) dated November 20, 2003, a grant budget was established within the ECDEP that called for funding for a website created to encourage recycling in the City of Buffalo.
- NOW, THEREFORE, BE IT
- RESOLVED, that the County Executive is authorized to enter into an agreement with The Kallus Opraments, to design and create a website targeted at encouraging recycling in the City of Buffalo; and be it further

RESOLVED, that the contractual agreement will not exceed \$8,850 and will be paid from existing State grant funds (2003-06 City of Buffalo/City of Buffalo Recycling Coordinator, 162BFLORECYCLE0306/516020); and be it further

RESOLVED, that the Director of Budget, Management and Finance is hereby authorized to implement any budget adjustments as required to comply with Federal and State approved funding requirements; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive; the Director of Budget, Management and Finance; Andrew M. Eszak, Commissioner of Environment and Planning; Michael Raab, Deputy Commissioner of Environment and Planning; the County Comptroller; and the County Attorney.
(3-0) Legislator Kozub was not present.

3. COMM. 22E-29 (2006)
COUNTY EXECUTIVE
WHEREAS, the Town of Aurora has requested that the County assume ownership, operation and maintenance of the Town's Sanitary Sewer Districts; and

WHEREAS, the Division of Sewerage Management recommends that the existing intermunicipal agreement and resolution be rescinded and that a new agreement and resolution be accepted; and

WHEREAS, an intermunicipal agreement between the Town of Aurora and Erie County to provide sanitary sewer operation and maintenance services be provided by Erie County Sewer District No. 3; and

WHEREAS, the County will create Erie County Sewer District No. 8 to include the Village and portions of the Town, said Sewer District will acquire ownership of the Town’s sanitary sewer system assets after the creation of the District; and

WHEREAS, the Department of Environment and Planning recommends approval to provide operation and maintenance sanitary sewer service to the Town of Aurora by Erie County Sewer District No. 3 and transfer of ownership of assets after the creation of Erie County Sewer District No. 8.

NOW, THEREFORE, BE IT

RESOLVED, that an intermunicipal agreement between the County, on behalf of Erie County Sewer District No.3, and the Town of Aurora for the purpose of providing sanitary sewer system operation and maintenance by ECSD No. 3 to the Town’s Sewer Districts be approved, and the eventual transfer of ownership of the Town's sewer system to Erie County following the creation of Erie County Sewer District No.8 will occur; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute said agreement subject to approval as to form by the County Attorney and approval as to content by the Commissioner of the Department of Environment and Planning; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one copy each to the County Executive; the Erie County Comptroller; the Director of Budget and Management; Gregory Dudek, Assistant County Attorney; and Terence Yarnall, Supervisor, Town of Aurora and two (2) certified copies of this resolution to Thomas J. Whetham, P.E., Deputy Commissioner of the Department of Environment and Planning.
(3-0) Legislator Kozub was not present.

4. COMM. 24E-22 (2006)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature does hereby confirm the appointments/reappointment of the following individuals to the Erie County Fisheries Advisory Board for the term stated:

APPOINTMENTS

<u>NAME & ADDRESS</u>	<u>TERM EXPIRES</u>
Judge Sheila A. DiTullio City Court 25 Delaware Avenue Part 17 – 3 rd Floor Buffalo, New York 14202	December 31, 2009
Mr. Chris Cauley 7728 Michael Road Orchard Park, New York 14127	December 31, 2009

REAPPOINTMENTS

<u>NAME & ADDRESS</u>	<u>TERM EXPIRES</u>
Mr. Joseph Fischer 17 Kingston Lane Cheektowaga, New York 14225 (3-0) Legislator Kozub was not present.	December 31, 2009
THOMAS J. LOUGHRAN CHAIRMAN	